

EXHIBIT SS

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff,

-and-

Case No:

DQ 02-CV-648

KATHY KOCH,

Intervenor/Plaintiff,

vs.

LA WEIGHT LOSS CENTER, INC.,

Defendant.

VIDEOTAPED DEPOSITION OF KATHY KOCH

New York, New York

Wednesday, November 30, 2005

Reported by:

CHARISSE KITT, CSR, RPR

JOB NO. 179730

1
2 THE VIDEOGRAPHER: This is
3 videotape number one, of the
4 deposition of Kathy Koch, in the
5 matter of Equal Employment
6 Opportunity, Plaintiff and Kathy Koch,
7 intervening Plaintiff versus LA Weight
8 Loss Centers, Incorporated, Defendant,
9 pending in the United States District
10 Court, in the District of Maryland,
11 case number WDQ 02-CV-648.

12 This deposition is being taken at
13 the offices of Wolf Block at 160 --
14 excuse me, 250 Park Avenue, New York
15 City. It was made at the request of
16 David Landau of Wolf Block.

17 The videographer is Shelly Rusten,
18 here on behalf of Esquire Deposition
19 Services.

20 Would counsel and all present
21 please identify themselves for the
22 record.

23 MR. LANDAU: David Landau, for LA
24 Weight Loss Centers, Inc.

25 MS. WHITE: Pamela J. White, of

1 Koch

2 Q If you need a break, we'll take a
3 break. If you don't understand any of my
4 questions, please stop me and I'll
5 rephrase them.

6 Is that okay with you?

7 A Yes.

8 Q And Ms. Koch, you are the
9 Plaintiff, intervening Plaintiff in the
10 action EEOC versus LA Weight Loss?

11 A Yes.

12 Q And did you file a claim against
13 LA Weight Loss with EEOC in June of 1998?

14 A Yes.

15 Q And in your complaint in this
16 case, have you alleged that you lost your
17 job at LA Weight Loss after you complained
18 about a policy and practice against hiring
19 men?

20 A Yes.

21 Q And after you left LA Weight Loss
22 were you unemployed?

23 A Yes.

24 Q The end of 1998 -- and you left
25 LA Weight Loss in approximately March of

1 Ober Kaler, for Kathy C. Koch, the
2 intervening Plaintiff.

3 MR. PHILLIPS: Ron Phillips, for
4 Plaintiff EEOC, appearing by
5 telephone.

6 THE VIDEOGRAPHER: We're going on
7 the record at approximately 3:10 p.m.

8 Will the court reporter please
9 swear in the witness.

10 K A T H Y K O C H, called as a witness,
11 having been first duly sworn by a Notary
12 Public of the State of New York, was examined
13 and testified as follows:

14 EXAMINATION BY

15 MR. LANDAU:

16 Q Good afternoon, Ms. Koch.

17 A Hello, David.

18 Q We're here to take a very brief
19 videotape deposition of you in this
20 matter. If at any time you don't hear my
21 question, particularly in light of the
22 sound effects today, I -- please stop me
23 and I'll repeat it.

24 A Okay.

1 Koch

2 1998, sometime around March 1998, if you
3 can recall?

4 A I believe so.

5 Q And after that -- at the end of
6 1998 did you move to New York?

7 A Yes.

8 Q Now, as part of your claim against
9 LA Weight Loss in this action, are you
10 seeking lost wages for the time you were
11 unemployed?

12 A Yes.

13 Q And are you also seeking any loss
14 benefits during the time you were
15 unemployed?

16 A Yes.

17 Q And have you also claimed in this
18 case that LA Weight Loss caused you
19 emotional distress, suffering and pain?

20 A Yes.

21 Q And are you seeking damages from
22 LA Weight Loss, for that emotional pain
23 and suffering you suffered because of
24 LA Weight Loss's conduct?

25 A Yes.

